

HONORABLE BARBARA J. ROTHSTEIN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

LOUANN BAUMAN and BERNIE
BAUMAN, wife and husband,

Plaintiffs,

v.

AMERICAN COMMERCE INSURANCE
COMPANY,

Defendant.

No. 2:15-cv-01909-BJR

**DECLARATION OF RORY W. LEID
IN SUPPORT OF AMERICAN
COMMERCE'S MOTION FOR
SUMMARY JUDGMENT REGARDING
BAD FAITH, IFCA AND DAMAGES**

**NOTE ON MOTION CALENDAR:
NOVEMBER 18, 2016**

I, Rory W. Leid, III, make the following declaration to be true under penalty of perjury pursuant to RCW 9A.72.085:

1. I am over the age of eighteen and am competent to testify herein.
2. The information contained herein is based upon my personal knowledge.
3. I am one of the attorneys for Defendant American Commerce Insurance Company.
4. Attached hereto as *Exhibit "1"* are true and correct excerpts from Plaintiffs' Answers to Defendant's First Interrogatories and Requests for Production.
5. Attached hereto as *Exhibit "2"* are true and correct excerpts from the transcript of William P. Hight, CPCU, JD's September 29, 2016 deposition.

DECLARATION OF RORY W. LEID IN SUPPORT
OF DEFENDANT'S MSJ - 1

COLE | WATHEN | LEID | HALL, P.C.
303 Battery Street
Seattle Washington 98121
Phone: 206-622-0494 Fax: 206-587-2476

- 1 6. Attached hereto as ***Exhibit “3”*** are true and correct excerpts from the transcript of
2 Susan Vaill’s October 19, 2016 deposition.
- 3 7. Attached hereto as ***Exhibit “4”*** are true and correct excerpts from the transcript of
4 LouAnn Bauman’s October 19, 2016 deposition.
- 5 8. Attached hereto as ***Exhibit “5”*** are true and correct excerpts from the transcript of
6 William Bauman’s October 21, 2016 deposition.
- 7 9. Attached hereto as ***Exhibit “6”*** is a true and correct copy of the Order Granting
8 Summary Judgment Motion in *Schreib v. American Family*, Case No. C14-0165JLR
9 (August 31, 2015).

10 DATED this 27th day of October, 2016, at Seattle, Washington.

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12 **COLE | WATHEN | LEID | HALL**

13 /s/Rory W. Leid, III
14 RORY W. LEID, III
15 Attorney for ACIC
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CERTIFICATE OF SERVICE

The undersigned makes the following declaration certified to be true under penalty of perjury pursuant to RCW 9A.72.085:

On the date given below, I hereby certify that I caused the foregoing to be filed using the United States District Court for Western District of Washington – Document Filing System (CM/ECF) and a true and correct copy to be served on the following parties in the manner indicated:

ATTORNEYS FOR PLAINTIFFS:

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Via CM/ECF:

klf@krafchick.com
seth@krafchick.com

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 27th day of October, 2016, at Seattle, Washington.

/s/ Kathleen M. Forgette

Kathleen M. Forgette, Legal Assistant
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